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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO/OAKLAND DIVISION

1 WHEREAS, the United States Supreme Court recently granted review of three decisions issued
 2 by the United States Court of Appeals for the Ninth Circuit on March 3, 2010 including the decision
 3 upholding the preliminary injunction in this case, in *Maxwell-Jolly v. California Pharmacists Ass'n*,
 4 U.S. Supreme Court Case No. 09-1158; and

5 WHEREAS, the parties are currently considering the implications of this certiorari grant for trial
 6 court proceedings in this case; and

7 WHEREAS, the parties have collectively taken more than 20 depositions and exchanged over
 8 15,000 pages of discovery, and are currently expending significant resources in order to comply with the
 9 present non-expert discovery cut-off of February 28, 2011 and expert disclosure deadline of March 21,
 10 2011; and

11 WHEREAS, the Court has previously adjusted deadlines in this case seven times but has
 12 extended the discovery, case dispositive motions, and trial dates only three times (Dkt. #281, 406, 413);
 13 and

14 IT IS HEREBY STIPULATED between the parties through their respective counsel that, subject
 15 to Court approval, the completion of fact discovery and expert discovery deadlines shall be postponed
 16 by 14 days as reflected in the schedule set forth below, to give the parties time to consider the
 17 implications of the certiorari grant upon these proceedings, but that this 14-day extension shall not
 18 require any change to the schedule for dispositive motions and other deadlines in the case:

19 Completion of Fact Discovery 3/14/11

20 Disclosure of identities and reports of expert witnesses

21 Initial 4/4/11

22 Rebuttal 5/5/11

23 Completion of Expert Discovery 6/6/11

24 Dated: January 26, 2011

Respectfully submitted,

25 STEPHEN P. BERZON
 26 SCOTT A. KRONLAND
 27 STACEY M. LEYTON
 28 PEDER J. THOREEN
 ANNE N. ARKUSH
 Altshuler Berzon LLP

1 By: /s/ Stacey M. Leyton

2 Attorneys for Plaintiffs

3

4 Dated: January 26, 2011

Respectfully submitted,

5 EDMUND G. BROWN JR.
6 Attorney General of California
7 SUSAN M. CARSON
8 Supervising Deputy Attorney General
JENNIFER A. BUNSHOFT
Deputy Attorney General

9 By: /s/ Susan M. Carson

10 Attorneys for State Defendants

11 Dated: January 26, 2011

Respectfully submitted,

12 MICHAEL G. WOODS
13 TIMOTHY J. BUCHANAN
14 MANDY L. JEFFCOACH
McCormick, Barstow, Sheppard,
Wayte & Carruth LLP

15 By: /s/ Timothy J. Buchanan

16 Attorneys for Fresno Defendants

1 GENERAL ORDER 45 ATTESTATION
2

3 I, Stacey M. Leyton, am the ECF user whose ID and password are being used to file this
4 stipulation and proposed order. In compliance with General Order 45, X.B., I hereby attest that
Defendants' counsel have concurred in the filing of this document with their electronic signatures.
5

6 Dated: January 26, 2011

7 By: /s/ Stacey M. Leyton
8 Attorneys for Plaintiffs

9 PURSUANT TO STIPULATION, IT IS SO ORDERED.
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11 Dated: February 3, 2011

12 
13 Honorable Claudia A. Wilken
14 United States District Court Judge
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